

Notice of Public Hearing

Pursuant to Section 22215 of Public Act 306 of 1969, as amended, the Michigan Department of Community Health (MDCH) will hold a hearing on Certificate of Need (CON) Review Standards.

Date: Wednesday, July 30, 2008

Time: **1:00PM**

[Bone Marrow Transplantation (BMT) Services and Magnetic Resonance Imaging (MRI) Services]

Location: Capitol View Building
201 Townsend Street, 1st floor
MDCH Conference Center Room B
Lansing, MI 48913

BMT SERVICES

The proposed CON Review Standards for BMT Services are being reviewed and modified under Section 8(1)(g) to change the period of the extension for the prospective payment system (PPS) exemption. The change will read, in part, "...the Department may extend the 24-month deadline to no later than the last session day permitted by the United States Constitution for the NEXT United States Congress then in session AFTER THE EFFECTIVE DATE OF THESE STANDARDS...."

MRI SERVICES

The proposed CON Review Standards for MRI Services are being reviewed and modified to include the following:

1. Definition for intra-operative magnetic resonance imaging (IMRI).
2. Added a new Section 11, "Requirements for approval – applicants proposing to initiate, replace, or acquire a hospital based IMRI." This new section includes the following provisions:
 - The proposed site is a licensed hospital under part 215 of the Code.
 - The proposed site has an existing fixed MRI service that has been operational for the previous 36 consecutive months and is meeting its minimum volume requirements.
 - The proposed site has an existing and operational surgical service and is meeting its minimum volume requirements pursuant to the CON Review Standards for Surgical Services.
 - The applicant shall have experienced one of the following: 1) at least 1,500 oncology discharges in the most recent year of operation; 2) at least 1,000 neurological surgeries in the most recent year of operation; or 3) at least 7,000 pediatric (<18 years old) discharges (excluding normal newborns) and at least 5,000 pediatric (<18 years old) surgeries in the most recent year of operation.
 - The proposed IMRI unit must be located in an operating room.
 - Non-surgical diagnostic studies shall not be performed on an IMRI unit approved under the section unless the patient meets one of the following criteria: 1) the patient has been admitted to an inpatient unit; or 2) the patient is having the study performed on an outpatient basis, but is in need of general anesthesia or deep sedation as defined by the American Society of Anesthesiologists.
 - The approved IMRI unit will not be subject to MRI volume requirements.
 - The applicant shall not utilize the procedures performed on the IMRI unit to demonstrate need or to satisfy MRI CON Review Standards requirements.

- The applicant agrees to operate the IMRI unit in accordance with all applicable project delivery requirements set forth in the standards.
 - The provisions are part of a pilot program approved by the CON Commission and shall expire and be of no further force and effect, and shall not be applicable to any application which has not been submitted by December 31, 2010.
3. Data to be reported shall include, at a minimum, how often the IMRI unit is used and for what type of services, i.e., intra-operative or diagnostic.
 4. Other technical changes.



Oral or written comments may be presented in person at the hearing on Wednesday, July 30, 2008, or submitted in writing via online submission at www.michigan.gov/mdch/0,1607,7-132-2945_5106_5409-147062--,00.html, no later than 5:00 p.m., August 6, 2008. If your comment is in written form, please provide a copy to the court reporter at the conclusion of your testimony. If you have any questions or concerns, please contact Andrea Moore at 517-335-6708.

Be sure all cellular telephones and pagers are turned off or set to vibrate during the hearing.

The hearing location is accessible for persons with physical disability. Interpreters will be available for the hearing impaired, if requested, seven days in advance.

06/23/08